

**State of Minnesota**

County

**District Court**

Judicial District: \_\_\_\_\_

Court File Number: \_\_\_\_\_

Case Type: \_\_\_\_\_

☐ In Re the Marriage of:

\_\_\_\_\_

Plaintiff

and

\_\_\_\_\_

Respondent

**TO:****Other Party**

Name

Street Address

City / State / Zip

**County Attorney's Office**

Name of County Attorney

Street Address

City / State / Zip

**Notice of Motion, Motion and  
Affidavit to Contest Support  
Judgment Levy**

**PLEASE TAKE NOTICE** that on \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_m.  
(Date: Month, Day, Year)

at the \_\_\_\_\_ County Courthouse or Government Center  
(Name of building where hearing to be held)

located at \_\_\_\_\_  
(Street address where hearing to be held)

in the City of \_\_\_\_\_, Minnesota, (check the public calendar at the  
(City where hearing to be held)

hearing location for the room number), the undersigned will ask the Court to release all or part of any accounts with the financial institution that is holding funds for the purpose of child support or spousal maintenance arrearages pursuant to Minn. Stat. §§ 552.04 and 552.06 (2005).

**Motion**

I request that the Court authorize the release of all or part of any seized accounts at the financial institution, namely \_\_\_\_\_ that is being held for:  
(Name of financial institution)

☐ child support owed to the: ☐ county ☐ obligee

☐ spousal maintenance owed to the: ☐ county ☐ obligee

COUNTY OF \_\_\_\_\_)

# Affidavit

The facts upon which I base my request are:

- ☐ The seizure or the amount seized is improper due to a mistake of fact. (Explain the mistake.)

---

---

---

- ☐ The seizure or the amount seized is exempt from levy for child support purposes under state or federal law. (Explain how the amount seized is exempt, i.e. income from SSI, etc.)

---

---

---

**ACKNOWLEDGEMENTS BY PARTY MAKING MOTION:**

- a. I am not serving or filing this document for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation.
- b. The claims, defenses, and other legal contentions therein are warranted by existing law or by a nonfrivolous argument for the extension, modification, or reversal of existing law or the establishment of new law.
- c. The allegations and other factual contentions have evidentiary support or, if specifically so identified, are likely to have evidentiary support after a reasonable opportunity for further investigation or discovery.
- d. The denials of factual contentions are warranted on the evidence or, if specifically so identified, are reasonably based on a lack of information or belief.
- e. The court may impose an appropriate sanction upon the attorneys, law firms, or parties that violate the above stated representations to the court, or are responsible for the violation.
- f. I understand that the existing order remains in full force and effect and I must continue to comply with that order until a new order is issued.

I declare under penalty of perjury that everything I have stated in this document is true and correct. Minn. Stat. § 358.116.

Dated:

Signature

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone: ( )

E-mail address:

Attorney for: \_\_\_\_\_